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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 1343**  
Helmut FITZ et al. : Docket No. 2002-0004A  
Serial No. 10/038,910 : Group Art Unit 3683  
Filed January 8, 2002 : Examiner Devon C. Kramer

BRAKING- AND DAMPING DEVICE, IN  
PARTICULAR FOR MOVABLE PIECES  
OF FURNITURE

NOTICE OF APPEAL

RECEIVED  
FEB 10 2004  
GROUP 3600

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated October 31, 2003 of the Primary Examiner finally rejecting claims 22, 32-35, 42-45 & 47-50.

- ☐ A timely response to the final rejection has been filed.
- ☐ The extension fee of \$ for a month extension of time is submitted with the attached Petition for Extension of Time.
- ☒ The Appeal Fee of ☒ \$330.00 (other than Small Entity)  
☐ \$165.00 (Small Entity)
- ☒ is enclosed
- ☐ is to be charged to Deposit Account No. 23-0975. The original and two copies of this sheet are enclosed.
- ☐ Small entity status of this application is established by the verified statement under 37 CFR 1.9 and 1.27 which
- ☐ is enclosed.

() has been previously submitted.

() The Appeal Fee is not required since it was paid in a prior appeal.

Respectfully submitted,

Helmut FITZ et al.

By



Nils E. Pedersen

Registration No. 33,145

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February 2, 2004

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEES FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975